



EXPRESS MAIL NO.: EV 074 516 437 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Karlheinz BORTLIK et al.

Application No.: 10/057,660

Group Art Unit: 1714

Filed: January 25, 2002

Examiner:

For: PRIMARY COMPOSITION
CONTAINING A LIPOPHILIC
BIOACTIVE COMPOUND

Attorney Docket No.: 88265-6773

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents
United States Patent & Trademark Office
Washington, D.C. 20231

Sir:


In response to the Notice to File Missing Parts of NonProvisional Application (hereinafter the "Notice") mailed by the U.S. Patent and Trademark Office on February 22, 2002, in connection with the above-captioned application, Applicants submit herewith the following documents:

- (1) Executed Inventors' Declaration; copy of application;
- (2) Copy of Notice;
- (3) Executed Power of Attorney By Assignee;
- (4) Executed Assignment and Assignment Recordation Cover Sheet; and
- (5) Request for Correction of Filing Receipt.

In accordance with the Notice, the surcharge for late filing of the declaration is estimated to be \$130 for large entity. Please charge all required fees to WINSTON & STRAWN Deposit Account No. 501-814. A duplicate of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date: 4/17/02


Allan A. Fanucci (Reg. No. 30,256)

WINSTON & STRAWN
200 Park Avenue
New York, New York 10166-4193
(212) 294-6700

Enclosure

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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REQUEST FOR CORRECTION OF FILING RECEIPT

Office of Initial Patent Examination

Customer Service Center

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

A filing receipt for the above-identified application has been received and the following corrections are respectfully requested:

Please insert the addresses of the inventors for this application to read:

| | | |
|-----------------------------|---|----------------------------------|
| Karlheinz BORTLIK | - | Savigny, Switzerland |
| Francoise SAUCY | - | Blonay, Switzerland |
| Eliane DURUZ | - | Epalinges, Switzerland |
| Myriam RICHELLE | - | Savigny, Switzerland |
| Pierre LAMBELET | - | Saint-Légier, Switzerland |
| Markus BAUR | - | Aran, Switzerland |
| Andrea M. A. PFEIFER | - | Saint-Légier, Switzerland |

A copy of the filing receipt with the requested changes noted thereon is attached, along with a copy of the executed inventors' declaration in support thereof.

No fee is believed to be due for this request. Should any fees be required, however, please charge such fees to Winston & Strawn Deposit Account No. 501-814.

Respectfully submitted,

Date: _____

4/17/02



Allan A. Fanucci

(Reg. No. 30,256)

WINSTON & STRAWN

200 Park Avenue

New York, New York 10166-4193

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Enclosure



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/057,660 | 01/25/2002 | Karlheinz Bortlik | 88265-6773 |

28765
WINSTON & STRAWN
200 PARK AVENUE
NEW YORK, NY 10166-4193



CONFIRMATION NO. 4348
FORMALITIES LETTER



OC000000007518592

Date Mailed: 02/22/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/23/2002 SMINASS1 00000123 501814 10057660

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO. | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|------------------|----------|------------|------------|
| 10/057,660 | 01/25/2002 | 1714 | 866 | 88265-6773 | | 27 | 2 |

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200 PARK AVENUE
NEW YORK, NY 10166-4193



CONFIRMATION NO. 4348

FILING RECEIPT



OC000000007518591

Date Mailed: 02/22/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

insert →
Karlheinz Bortlik, Residence Not Provided;
Francoise Saucy, Residence Not Provided;
Eliane Duruz, Residence Not Provided;
Myriam Richelle, Residence Not Provided;
add →

Karlheinz BORTLIK - Savigny, Switzerland
Francoise SAUCY - Blonay, Switzerland
Eliane DURUZ - Epalinges, Switzerland
Myriam RICHELLE - Savigny, Switzerland
Pierre LAMBELET - Saint-Légier, Switzerland
Markus BAUR - Aran, Switzerland
Andrea M. A. PFEIFER - Saint-Légier, Switzerland

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF PCT/EP01/06145 05/29/2001

Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 00111542.7 05/30/2000

If Required, Foreign Filing License Granted 02/22/2002

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Primary composition comprising a lipophilic bioactive compound

Preliminary Class